

IN THE UNITED STATES DISTRICT COURT FOR  
THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

FRANK FISCHER, )  
                        )  
Plaintiff,         )  
v.                     )                   CASE NO. 2:05-cv-763-MEF  
                        )  
SYSCO FOOD SERVICE OF CENTRAL )  
ALABAMA, INC.,      )  
                        )  
Defendant.         )

**O R D E R**

Upon consideration of the plaintiff's Motion to Remand (Doc. #27) filed on May 12, 2006, it is hereby ORDERED:

1. That defendant file a response which shall include a brief and any evidentiary materials on or before May 30, 2006.
2. The plaintiff may file a reply brief on or before June 6, 2006.

DONE this the 17th day of May, 2006.

/s/ Mark E. Fuller  
CHIEF UNITED STATES DISTRICT JUDGE